

**To:**  
Office of Planning and Research

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**From:**  
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Lead Agency  
County of Mendocino  
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Contact: Julia Acker  
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**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number:** 2016112028

**Project Title:** Carmody Water Diversion, Onstream Pond, Stream Crossings, and Remediation Project (Lake or Streambed Alteration Agreement No. 1600-2019-0792-R1)

**Project Location:** The project is located within the East Branch South Fork Eel River watershed, approximately 7 miles northeast of the town of Leggett, County of Mendocino, State of California. The project is located in Section 10, T24N, R16W, Mt. Diablo Base and Meridian; in the Bell Springs U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 011-880-27; latitude 39.9393 N and longitude 123.6143 W at the first point of diversion (POD); latitude 39.9411 N and longitude 123.6192 W at the second POD.

**Project Description:** The project is limited to ten encroachments (Table 1). Two encroachments are for water diversion from unnamed tributaries to Cruso Cabin Creek and East Branch South Fork Eel River, respectively. Water from a spring is diverted for domestic use; water from an onstream reservoir is diverted for commercial irrigation. Work for the water diversions will include use and maintenance of the water diversion infrastructure, and an evaluation and remediation of the reservoir. Six encroachments are to upgrade or decommission failing and undersized stream crossings. Work for these encroachments will include excavation, removal of the failing crossings, replacement with new properly sized crossings or channel rehabilitation, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. One encroachment is for remediation, rock armoring, and erosion control where a recreational road intersects a stream. The final encroachment is for retirement and remediation of a cultivation site and the rehabilitation of an associated spring and wet-area.

**Determination:** This is to advise that CDFW, acting as  the Lead Agency /  a Responsible Agency approved the above described project and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. A  mitigated negative declaration /  negative declaration was prepared for this project pursuant to the provisions of CEQA.  
CDFW considered the  mitigated negative declaration /  negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures  were /  were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan  was /  was not adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to Public Resources Code section 21081, subdivision (a).

The  mitigated negative declaration /  negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record related to the Lake or Streambed Alteration Agreement is available to the public for review at CDFW's regional office.

Signature

Date:

Cheri Sanville, Senior Environmental Scientist Supervisor  
Governor's Office of Planning & Research

Date Received for filing at OPR: Jul 17 2020

**STATE CLEARINGHOUSE**